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RESPONSE UNDER
37 C.F.R. § 1.116

EXPEDITED PROCEDURE
EXAMINING GROUP 1634

PATENT
4579-0101

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Winfreid JENTSCH et al Conf.: 5896

Appl. No.: 09/463,136 Group: 1634

Filed: April 17, 2002 Examiner: B. J. FORMAN

For: METHOD AND DEVICE FOR FIXING MICRO-
AND/OR NANO-OBJECTS

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents
Washington, DC 20231

December 23, 2002
(Monday)

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 21, 2002 of the Primary Examiner finally rejecting claims 20-38.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$460.00 is required for the full period of the above-requested extension of time.

An extension of _____ () month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$0.00 is required to obtain an additional _____ () month(s) for filing the Notice of Appeal.

12/26/2002 SFELEKE1 00000077 09463136

160.00 DP
460.00 DP

01 FC:2402
02 FC:2253

Appl. No. 09/463,136

Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

Large entity - \$320.00
 Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$620.00.

Payment of the above TOTAL FEE is being made in the following manner:

Check(s) in the amount of \$460.00 and \$160.00 are enclosed.
 Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Joe McKinney Muncy
Joe McKinney Muncy, #32,334

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4579-0101

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